



MONTANA  
EFFECTIVE FINANCING STATEMENT FORM  
EFS FILING FEE=\$7.00

FOR SECRETARY OF STATE USE ONLY

At least a 10-point font is required when completing this form.

For Filing:

- Agriculture Farm Products use this form
- Agriculture collateral (machinery, equipment) use the national form

Prepaid Account # \_\_\_\_\_

Contact Name: \_\_\_\_\_ Contact Phone Number: \_\_\_\_\_

1. Debtor's Exact Full "Legal" Name - only one debtor name (1a or 1b)

or	1a. Organization Name				
	1b. Individual's Last Name		First Name	Middle Name	Suffix
1c. Mailing Address		City	State	Postal Code	Country
1d. SSN or Tax ID#		1e. Debtor's Signature			

2. Debtor's Exact Full "Legal" Name - only one debtor name (2a or 2b)

or	2a. Organization's Name				
	2b. Individual's Last Name		First Name	Middle Name	Suffix
2c. Mailing Address		City	State	Postal Code	Country
2d. SSN or Tax ID#		2e. Debtor's Signature			

3. Secured Party's Exact Full "Legal" Name - only one secured party name (3a or 3b)

or	3a. Organization's Name				
	3b. Individual's Last Name		First Name	Middle Name	Suffix
3c. Mailing Address		City	State	Postal Code	Country
3d. Secured Party's Signature					

The following table is for specific Farm Products only

Specific Farm Product	Crop Year	Montana County	Farm Product Quantity/Description

Proceeds Covered ☐ (Check box if proceeds are covered)

Products Covered ☐ (Check box if products are covered)

## **COMPLETING EFS FORM**

**PLEASE TYPE THIS FORM:** Verify all information on the form for accuracy and correct spelling. Any error in the debtor's name, social security number, taxpayer ID number, organization information, will result in incorrect or incomplete information. At least a 10-point font must be used when completing the form.

**TAX ID NUMBER (1d,2d):** Is required for each individual debtor, and the debtor's internal revenue service (IRS) employer identification number is required for each business, corporation, trade name, d/b/a etc., listed.

**DEBTOR SIGNATURE (1e,2e):** Each debtor reflected on the EFS is required to sign. A debtor that does not sign will not appear on the Farm Bill Master List distributed to registered buyers.

**SECURED PARTY SIGNATURE (3d):** Each secured party reflected on the EFS is required to sign. A secured party that does not sign will keep the EFS from appearing on the Farm Bill Master List distributed to registered buyers.

**SPECIFIC FARM PRODUCT:** You must list the specific farm product such as wheat, barley, hay, cattle, horses, and pigs. The listing all "livestock and crops" will not suffice.

**CROP YEAR:** For a crop grown in soil, list the calendar year in which it is harvested or to be harvested. For animals, list the calendar year in which they are born or acquired. For poultry or eggs, list the calendar year in which they are sold or to be sold. If "year" is left blank, perfection continues for every year the statement is effective.

**COUNTY:** Where the farm product is produced and/or located. If the farm product is located in all Montana counties you may reflect the word "All".

**QUANTITY/DESCRIPTION:** Number of bushels, head of livestock, or other commonly used identifier. Specify the units. Example: 300 bushels of winter wheat stored in bin 12. If "quantity/description" is left blank, then all specific farm products owned by the debtor are covered.

**LIEN DURATION:** An EFS lien is effective for a period of five years unless extended by filing a continuation statement

**SUBMIT:** The completed and properly signed EFS with the proper filing fee. At the time of filing, the filing officer will return a system generated acknowledgement letter.

**ACKNOWLEDGEMENT LETTER:** Verify all information on the acknowledgement letter for accuracy and correct spelling. Any error will result in incorrect or incomplete information. To correct an error call (406) 444-2468.

### **EFS FILING FEE:**

Effective Financing Statement = \$7.00

**PREPAID ACCOUNT:** Agencies may set up an account with the Secretary of State to pre-pay filing fees. For information please contact the Management Services Bureau of the Office of the Secretary of State at (406) 444-2035.

## **DEBTOR INFORMATION**

**DEBTOR NAME (1a or 1b,2a or 2b):** Enter only one Debtor name per section. The debtor name can be an organization's name or an individual's name but it cannot be both. Enter Debtor's exact full legal name. Do not abbreviate.

**ORGANIZATION DEBTOR:** "Organization" means an entity having a legal identity separate from its owner. A partnership is an organization; a sole proprietorship is not an organization, even if it does business under a trade name. If the Debtor is a partnership, enter exact full legal name of partnership. You need not enter names of partners as additional Debtors. If Debtor is a registered organization (e.g., corporation, limited partnership, limited liability company), it is advisable to examine Debtor's current filed charter documents to determine debtor correct name.

**INDIVIDUAL DEBTOR:** "Individual" means a natural person; this includes a sole proprietorship, whether or not the individual is operating under a trade name. Do not use prefixes (Mr., Mrs., Ms.). Use suffix box only for titles of lineage (Jr., Sr., III) and not for other suffixes or titles (e.g., M.D.). Use a married woman's personal name (Mary Smith, not Mrs. John Smith). Enter individual Debtor's family name (surname) in the Last Name box, first given name in the First Name box, and all additional given names in the Middle Name box.

**ORGANIZATION AND INDIVIDUAL DEBTOR:** Do not use Debtor's trade name, DBA, AKA, FKA, Division name, etc. in place of or combined with the Debtor's exact full legal name. You may add such other names as additional Debtors if you wish (but this is neither required nor recommended).

**MAILING ADDRESS:** Secretary of State, Attn: UCC, State Capitol 2<sup>nd</sup> Floor, PO Box 202801, Helena, MT. 59620-2801

**Revised Article 9 Protection:** If you want your farm products to be protected under the requirements of Revised Article 9 (RA9) you must complete the national form in addition to the EFS Form. The EFS form provides protection only to third party buyers of the farm product. For protection from other creditors you must file the national form.